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7 KONAMI DIGITAL ENTERTAINMENT, INC. and
KONAMI CORPORATION
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9 UNITED STATES DISTRICT COURT
10 CENTRAL DISTRICT OF CALIFORNIA
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12 KONAMI DIGITAL ENTERTAINMENT, INC. and KONAMI CORPORATION,
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14 No. CV 08-06630 VBF PJWx
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Plaintiffs,

PERMANENT INJUNCTION

16 v.
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18 VINTAGE SPORTS CARDS INC.;
19 THE UPPER DECK COMPANY, a
California Corporation; THE UPPER
DECK COMPANY, a Nevada Corporation;
20 THE UPPER DECK COMPANY, LLC;
and DOES 4 – 10, inclusive,

[Filed Concurrently With the
Notice of Conditional Settlement
Between Plaintiffs and Vintage
Sports Cards Inc. and Stipulation
for Issuance of a Permanent
Injunction]

Defendants.

Action Filed: October 8, 2008

1 The Court, having reviewed the Notice of Conditional Settlement between
2 plaintiffs Konami Digital Entertainment, Inc. and Konami Corporation (together,
3 “Konami”) and Vintage Sports Cards Inc. (“Vintage”) and these parties’ Stipulation
4 for Issuance of Permanent Injunction, as well as the record in this action, and good
5 cause appearing, IT IS HEREBY ORDERED THAT:

6 (1) Vintage, its partners, officers, directors, employees, agents, and
7 representatives and all persons, firms and corporations in active concert or
8 participation with any of them, are enjoined from counterfeiting, infringing,
9 distributing or otherwise using without Konami’s authorization the Konami
10 trademarks and any Yu-Gi-Oh! Trading Card Game (“Yu-Gi-Oh! TCG”) works, by
11 manufacturing or causing to be manufactured, importing or causing to be imported,
12 reproducing or causing to be reproduced, purchasing or causing to be purchased,
13 distributing or causing to be distributed, advertising or causing to be advertised, or
14 offering for sale or selling, any counterfeit or infringing Yu-Gi-Oh! TCG cards or
15 other counterfeit merchandise bearing the Konami trademarks, or any confusingly
16 similar mark;

17 (2) Vintage and all persons, firms and corporations in concert or
18 participation with them, as identified in Paragraph 1 above, are further enjoined
19 from distributing, shipping, transporting, sharing, offering for sale, selling, altering
20 or disposing of any computer files, digital files, computer discs, master copies, print
21 molds, dye cuts or other materials or instrumentalities used to manufacture
22 counterfeit or infringing Yu-Gi-Oh! TCG cards or other merchandise bearing the
23 Konami trademarks, as well as all labels, signs, prints, packages, receptacles,
24 promotional and other material that display or promote counterfeit or infringing Yu-
25 Gi-Oh! TCG cards or other counterfeit merchandise bearing the Konami
26 trademarks, or any confusingly similar mark; and

27 (3) Until the final disposition of this litigation between all parties
28 (including non-settling parties), Vintage, its partners, officers, directors, employees,

1 agents, and representatives and all persons, firms and corporations in active concert
2 or participation with any of them, are further enjoined from altering or destroying
3 their books and records (including, without limitation, email and electronic records)
4 relating to the manufacture, distribution, acquisition and sale of goods that contain,
5 or may have contained, counterfeit or infringing Yu-Gi-Oh! TCG cards or other
6 counterfeit or infringing merchandise bearing the Konami trademarks, or any
7 confusingly similar mark.

8 This Permanent Injunction does not vacate or otherwise affect the
9 preliminary injunctions issued by the Court on October 29, 2008 and
10 February 26, 2009.

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Dated: June 3, 2009

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Dated: June 2, 2009

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Valerie Baker Fairbank

The Hon. Valerie Baker Fairbank
United States District Judge